

# EXHIBIT X

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

ANTHONY JACINO and GLASS STAR )  
AMERICA, INC., )

Plaintiffs, )

vs. )

16-CV-01704 (BMC)

ILLINOIS TOOL WORKS, INC., ITW )  
GLOBAL BRANDS, ITW POLYMERS & )  
FLUIDS, and PERMATEX INC., )

Defendants. )

-----)  
ILLINOIS TOOL WORKS, INC., )

Counterclaimant, )

vs. )

GLASS STAR AMERICA, INC. )

Counterclaimant. )

-----)  
  
VIDEOTAPED ATTORNEYS' EYES ONLY  
DEPOSITION OF GERALD JACINO  
Farmingdale, New York  
Wednesday, March 29, 2017

Reported by: Philip Rizzuti

Job No: 121192

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March 29, 2017

10:48 a.m.

Deposition of GERALD JACINO,  
held at the offices of TSG Reporting  
Company, 855 Conklin Street,  
Farmingdale, New York, pursuant to  
subpoena, before Philip Rizzuti, a  
Notary Public of the State of New York

1  
2 A P P E A R A N C E S:

3  
4 INTELLECTULAW

5 Attorneys for Plaintiffs

6 25 Little Harbor Road

7 Mount Sinai, NY 11766

8 BY: PANAGIOTA TUFARIELLO, ESQ.

9  
10  
11 THOMPSON COBURN

12 Attorneys for Defendants

13 One US Bank Plaza

14 St. Louis, MO 63101

15 BY: MICHAEL NEPPLE, ESQ.

16  
17  
18 ALSO PRESENT:

19 MANUEL GARCIA, Videographer

20 ANTHONY JACINO, SR.

1  
2           IT IS HEREBY STIPULATED AND AGREED,  
3 by and between counsel for the respective  
4 parties hereto, that the filing, sealing and  
5 certification of the within deposition shall  
6 be and the same are hereby waived;

7           IT IS FURTHER STIPULATED AND AGREED  
8 that all objections, except as to the form  
9 of the question, shall be reserved to the  
10 time of the trial;

11           IT IS FURTHER STIPULATED AND AGREED  
12 that the within deposition may be signed  
13 before any Notary Public with the same force  
14 and effect as if signed and sworn to before  
15 the Court.

1 Gerald Jacino - attorneys' eyes only

2 THE VIDEOGRAPHER: This is the  
3 start of media labeled number 1 of the  
4 video deposition of Gerald Jacino in the  
5 matter of Anthony Jacino and Glass Star  
6 America Inc., versus Illinois Tool Works  
7 Inc., et al., on March 29, 2017 at  
8 approximately 10:48 a.m.

9 My name is Manuel Garcia, I am the  
10 legal video specialist from TSG  
11 Reporting Inc. The court reporter is  
12 Phil Rizzuti in association with TSG  
13 Reporting.

14 Will counsel please introduce  
15 yourselves.

16 MS. TUFARIELLO: Good morning, my  
17 name is Betty Tufariello with The Law  
18 Offices of P.B. Tufariello, P.C. also  
19 known as IntellectuLaw, located at 25  
20 Little Harbor Road, Mount Sinai, New York  
21 11766, and I am here this morning on  
22 behalf of the plaintiff Anthony Jacino  
23 and Glass Star America Inc., and I am  
24 also here representing the witness this  
25 morning.

1 Gerald Jacino - attorneys' eyes only

2 MR. NEPPLE: My name is Mike

3 Nepple, I represent the ITW defendants in  
4 this matter. My law firm is Thompson  
5 Coburn and our main office is located in  
6 St. Louis, Missouri.

7 THE VIDEOGRAPHER: Will the court  
8 reporter please swear in the witness.

9 G E R A L D J A C I N O, called as a  
10 witness, having been duly sworn by a  
11 Notary Public, was examined and  
12 testified as follows:

13 EXAMINATION BY

14 MR. NEPPLE:

15 Q. Good morning Mr. Jacino, how are  
16 you?

17 A. Good morning.

18 Q. My name is Mike Nepple, I just  
19 introduced myself on the record. You  
20 understand that I represent the ITW entities  
21 in this case?

22 A. Yes I do.

23 Q. Have you ever been deposed before  
24 sir?

25 A. No, sir.

1 Gerald Jacino - attorneys' eyes only

2 Q. Can you please give me your full  
3 legal name first?

4 A. My name is Gerald Jacino.

5 Q. What is your home address  
6 including state?

7 A. 241 Far Hand Lane, North Babylon,  
8 New York 11703.

9 Q. Do you have a business address  
10 sir?

11 A. Yes I do.

12 Q. Can you give that to me please?

13 A. 355 Marcus Boulevard, Hauppauge  
14 New York 11788.

15 Q. In this deposition you saw the  
16 court reporter just swore you in, so you  
17 understand that you are under oath?

18 A. I understand, yes, sir.

19 Q. Wait for me to finish my question  
20 before you give your answer, it allows the  
21 court reporter, it is hard to take down two  
22 people talking at the same time. I know  
23 generally when people are talking we finish  
24 each other's thoughts, but try to give a  
25 little pause so that he can put down one and



1 Gerald Jacino - attorneys' eyes only

2 A. Yes.

3 Q. Do you have any financial interest  
4 whatsoever in this litigation?

5 A. Financial interest; zero.

6 Q. Are you financing this litigation?

7 A. No.

8 Q. Have you loaned any money to your  
9 brother to finance this litigation?

10 A. No.

11 Q. Have you deferred any amounts due  
12 from your brother to see if he can collect  
13 from any ITW entities and then repay you any  
14 amounts?

15 MS. TUFARIELLO: Objection.

16 A. No agreement at all.

17 Q. So no matter what happens with  
18 this litigation you are not going to make one  
19 more dollar?

20 A. Correct.

21 Q. Would that same question be the  
22 same for any family members?

23 A. Correct.

24 Q. Do you claim an interest in the  
25 copyrights reflected in Exhibit 2 and 3?